FEB 2 0 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hanson, Stephen Richard and Radly, Edward James

Serial No.: 09/097,468

Filed: June 15, 1998

For:

TESTING DEVICE DRIVER

HARDENING

Group Art Unit: 2131

Examiner: Elisca, P.

Attorney Docket.: 5181-15900

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date indicated below:

B. Noël Kivlin

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Registered Representative

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NOTICE OF APPEAL

Commissioner for Patents BOX AF Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final Office Action dated November 14, 2000.

A Fee Authorization form in the amount of \$310.00 is enclosed to cover the fee for filing this Notice of Appeal pursuant to 37 C.F.R. §1.17(b) (large entity). The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number. If the abovementioned account is found to have insufficient funds, the Commissioner is

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authorized to charge Conley, Rose & Tayon, P.C. Deposit Account Number 501623/5181-15900/BNK.. Two duplicate copies of this sheet are enclosed.

Respectfully submitted,

B. Noël Kivlin

Reg. No. 33,929

ATTORNEY FOR APPLICANT(S)

Conley, Rose & Tayon, P.C.

P.O. Box 398

Austin, Texas 78767-0398

Phone: (512) 476-1400

Date: 2/14/01

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Technology Center 2100 I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date indicated below:

Signature

B. Noël Kivlin Registered Representative

FEE AUTHORIZATION

Commissioner for Patents Washington, DC 20231

The Commissioner is hereby authorized to charge the following fee to Conley, Rose & Tayon, P.C. Deposit Account Number 501505/5181-15900/BNK:

Fee:

Appeal

Amount:

\$310.00

Attorney Docket No.: 5181-15900

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number. If the abovementioned account is found to have insufficient funds, the Commissioner is authorized to charge Conley, Rose & Tayon, P.C. Deposit Account Number 501623/5181-15900/BNK.

Respectfully submitted,

B. Noël Kivlin Reg. No. 33,929

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